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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/746,557	12/22/2000	Bob Haschart	962.011US2	1682

7590

02/27/2006

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.

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EXAMINER

RIMELL, SAMUEL G

ART UNIT

PAPER NUMBER

2164

DATE MAILED: 02/27/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER
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ART UNIT	PAPER
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20060206

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

See Attached Request for Information  
Request includes a THREE MONTH statutory period.

Sam Rimell  
Primary Examiner  
Art Unit: 2164

Art Unit: 2164

Request For Information Under 37 CFR 1.105

Applicant and the assignee of this application are required under 37 CFR 1.105 to provide the following information that the examiner has determined is reasonably necessary to the examination of this application. The information is requested under 37 CFR 1.105 and in accordance with the procedure set forth in MPEP 704.11(B) (III).

Rationale for the Request:

(1) The invention as claimed appears to correlate to a system having the trademark of "KeyCite" (see FIGS 2B and 2C of the present invention) which is owned by West Publishing Corporation.

(2) The trademark registrations for the term "KeyCite" (copies attached herewith) refer to commercial use as much as one year prior to the effective filing date of the present application (commercial use on July 21, 1997, where the effective filing date was July 21, 1998).

(3) While a trademark is not prior art, trademarks are typically used with specific products which can be prior art.

What is being requested:

(a) When was the KeyCite system first made available for public use?

(b) When was the KeyCite system first offered for sale?

The fee and certification requirements of 37 CFR 1.97 are waived for those documents submitted in reply to this requirement. This waiver extends only to those documents within the scope of this requirement under 37 CFR 1.105 that are included in the applicant's first complete communication responding to this requirement. Any supplemental replies subsequent to the first communication responding to this requirement and any information disclosures beyond the scope

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of this requirement under 37 CFR 1.105 are subject to the fee and certification requirements of 37 CFR 1.97.

The applicant is reminded that the reply to this requirement must be made with candor and good faith under 37 CFR 1.56. Where the applicant does not have or cannot readily obtain an item of required information, a statement that the item is unknown or cannot be readily obtained may be accepted as a complete reply to the requirement for that item.

This requirement is subject to the provisions of 37 CFR 1.134, 1.135 and 1.136 and has a shortened statutory period of THREE MONTHS. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Additional Note: The Examiner of record has been changed from Diane Mizrahi to Sam Rimell.

Any inquiry concerning this communication should be directed to Sam Rimell at telephone number (571) 272-4084.



Sam Rimell  
Primary Examiner  
Art Unit 2164